

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

Beneficial Innovations, Inc.,

Plaintiff,

vs.

Advance Publications, Inc., et al.,

Defendants.

Case No. 2:11-cv-229-JRG-RSP

Jury Trial Demanded

Joint Motion for Dismissal

Pursuant to Federal Rule of Civil Procedure 41(a), Plaintiff Beneficial Innovations, Inc. and Defendant Amazon.com, Inc. jointly move for dismissal with prejudice of their respective claims and counterclaims in the above action. The parties further move that all attorneys fees and costs in the above action be borne by the party who incurred them.

A proposed dismissal is attached.

Dated: July 29, 2014

Respectfully submitted,

By: /s/ Jeff Eichmann
John Jeffrey Eichmann
CA State Bar. No. 227472
(Admitted to practice in the Eastern
District of Texas)
DOVEL & LUNER, LLP
201 Santa Monica Blvd., Suite 600
Santa Monica, CA 90401
Telephone: 310-656-7066
Facsimile: 310-657-7069
jeff@dovellaw.com

Gregory S. Dovel
CA State Bar No. 135387
Julien Adams
CA State Bar No. 156135
Dovel & Luner, LLP
201 Santa Monica Blvd., Suite 600
Santa Monica, CA 90401
Telephone: 310-656-7066
Facsimile: 310-657-7069
greg@dovellaw.com
julien@dovellaw.com

David E. Rosen
CA State Bar No. 155385
Murphy Rosen LLP
100 Wilshire Boulevard, Suite 1300
Santa Monica, CA 90401
Telephone: 310-899-3300
Facsimile: 310-399-7201

S. Calvin Capshaw
State Bar No. 03783900
Elizabeth L. DeRieux
State Bar No. 05770585
CAPSHAW DERIEUX, L.L.P.
114 E. Commerce
Gladewater, Texas 75647
Telephone: (903) 236-9800
Facsimile: (903) 236-8787
Email: capshaw@capshawlaw.com
Email: ederieux@capshawlaw.com

ATTORNEYS FOR PLAINTIFF
BENEFICIAL INNOVATIONS

By: /s/ Alan M. Fisch (with permission)

Alan M. Fisch

alan.fisch@fischllp.com

R. William Sigler

bill.sigler@fischllp.com

John T. Battaglia

john.battaglia@fischllp.com

Jeffrey M. Saltman

jeffrey.saltman@fischllp.com

FISCH SIGLER LLP

5335 Wisconsin Avenue, NW

Eighth Floor

Washington, DC 20015

Tel: (202) 362-3500

David M. Saunders

david.saunders@fischllp.com

S. Desmond Jui

desmond.jui@fischllp.com

FISCH SIGLER LLP

96 North Third Street

Suite 260

San Jose, CA 95112

Tel: (650) 362-8200

Jennifer H. Doan

Texas Bar No. 08809050

jdoan@haltomdoan.com

Joshua R. Thane

Texas Bar No. 24060713

jthane@haltomdoan.com

HALTOM & DOAN

6500 Summerhill Road, Suite 100

Texarkana, TX 75503

Tel: (903) 255-1000

ATTORNEYS FOR AMAZON.COM, INC.

CERTIFICATE OF SERVICE

I certify that this document is being served on all counsel of record on the above listed filing date via the ECF filing system.

/s/ Jeff Eichmann
John Jeffrey Eichmann